

MT LEGISLATIVE HISTORY

Year 1971 c 200

Bill # HB 175 Original bill & hist. C

H. Committee on Education

S. Committee on Education

Hearing Date(s) C

Hearing Date(s) C

 C
1/16 ✓ C
 C

 C
2/19 ✓ C
 C

Date Out 1/19 ✓ C

Date Out 2/19 ✓ C

Did this bill originate in an interim committee? Yes No

Committee

Minutes

Report

EDUCATION

COMMITTEE

HOUSE

42nd Legislative Assembly

Bill No.	Subject Matter	Date In	Hearing Date	Comments	Date Out	Committee Action	Final Action
HB 171	Providing for liability insurance for school buses. Brand et al	1/13	1/14		1/16	DO PASS	Sent to Governor 2/26/71
HB 175 ✓	Providing alternatives for teachers during the state teacher assoc. convention. Campbell et al	1/15	1/16	1/16 to be considered	1/19	DO PASS	Sent to Governor 2/26/71
HB 166	Providing for timely hearing upon appeal. Kandeen et al	1/15	1/16		1/16	DO PASS	Sent to Governor 3/2/71
HB 178	Relating to the employer contribution to pension accumulation fund. Schoonover et al	1/15	1/21		1/21	DO PASS AS AMENDED	Signed by Governor 2/22/71
HB 172	Relating to an increase in benefits of teachers retired before 7/1/71. Cox et al	1/15	1/16 2/6		2/6	DO NOT PASS	
HB 237	Providing that duties of trustees may require immunisations as a prerequisite for school entrance. Fagg et al	1-16	1/19		1/19	DO NOT PASS	Killed

January 16, 1971

The meeting of the Education Committee was called to order by Chairman Bill Warfield at 9:30 a. m. All but two members were present.

Witnesses were Mr. Dee Cooper of Montana Education Association, Rep. Bob Brown, Dist. #30, and Dr. Warren Bowman representing WICHE.

Rep. Knudsen introduced HB 166. Proponent was Mr. Dee Cooper.

HB 175 was introduced by Rep. Campbell after which a discussion followed.

HB's 218, 220 and 221 were introduced by Rep. Bob Brown, Dist. #30, and gave a summary of each bill.

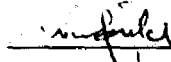
Dr. Warren Bowman spoke in support of a proposal to authorize the Western Interstate Commission for Higher Education to contract with medical schools outside the thirteen (13) western states, non WICHE, so that they will admit WICHE students and charge them in state tuition, in return for a specified amount paid to the school by Montana. This amount is currently \$3,000. student year to WICHE medical schools.

Witnesses were excused at 10:10 a.m.

Motions of DO PASS was made on HB's 166, 171, 218 and 220. The motion was carried.

HB's 175 and 221 are to be considered.

The meeting was adjourned at 10:30 a.m.


Bill Warfield Chairman

January 19, 1971

The meeting of the Education Committee was called to order by Chairman Bill Warfield at 10:35 a.m. All but two members were present.

Mr. Roland Pratt from the State Department of Health was the only witness present.

Rep. Fagg, Dist #9, presented HB 237 and introduced Mr. Pratt, proponent, who briefly explained the Bill and gave a summary of the percentages of children vaccinated for communicable diseases.

The witnesses were excused at 10:50 a.m.

HJR #9 was introduced by Rep. Forester. There were no proponents or opponents.

A motion was made and seconded for a DO NOT PASS on HB 237. The motion was carried.

A motion was made that the committee Vote DO PASS on HJR #9, and after a discussion a substitute motion was made and it was seconded that the committee DO NOT PASS. The motion was carried six (6) to five (5).

A motion was made of DO PASS on HB 175. The motion was carried.

Consideration on HB 221 was passed for the day.

The meeting was adjourned at 11:25 a. m.



Bill Warfield Chairman

1971
Senate

Education

BILL NO.	ENTERED COM.	OUT OF COM.	COMMITTEE ON EDUCATION					HE NOT CONCURRED IN
			DO PASS	DO NOT PASS	DO PASS AS AMENDED	HE CON- CURRED IN	HE CONCURRED IN AS AMENDED	
HB 162	2/16/71	2/17/71				X		
HB 166	1/27/71	2/19/71					X	
HB 171	1/27/71	2/19/71				X		
HB 175	1/27/71	2/19/71				X		
HB 178	1/28/71	2/15/71				X		
HB 218	1/27/71	2/19/71				X		
HB 220	2/3/71	2/19/71				X		
HB 221	2/3/71	2/19/71				X		
HB 296	2/3/71	2/17/71				X		
HB 360	2/8/71	2/23/71				X		
HB 363	2/10/71	2/20/71				X		
HB 364	2/13/71	2/20/71				X		
HB 446	2/17/71	2/23/71				X		
HB 455	2/13/71	2/23/71					X	
HB 457	2/11/71	2/15/71					X	
HB 463	2/10/71	2/15/71						X
HB 464	2/10/71	2/15/71						X
HB 466	2/12/71	2/20/71				X		
HB 468	2/10/71	2/15/71						X
HB 481	2/4/71	2/20/71				X		
HB 551	2/12/71	2/19/71				X		
HB 553	2/12/71	2/17/71				X		
HB 556	2/10/71	2/22/71				X		

House Bill #221 - Providing for the organization of a community college district.

Representative Brown declared that such legislation would require the whole of a county to be annexed, and that no county could be annexed in part.

House Bill #175 - Providing alternatives for teachers the state teacher association convention.

Representative William R. Campbell, District 26, Missoula, recognized D. D. Cooper of the M.E.A. to discuss the bill.

Mr. Cooper reported that there has been some confusion in the past few years as to whether or not, when schools are closed and a teacher does not attend the convention, the teacher should receive pay for that time. It is their contention to allow a teacher to attend the convention or report for work as usual, or they would be docked two days pay. The measure would, therefore, clarify the intent of the existing law and give the teacher a choice.

House Bill #551 - Deleting part-time student from definition of resident student.

Representative Campbell asked Ed Nelson, Executive Secretary of the Montana University System, to report on this bill.

Mr. Nelson stated the purpose of the bill is to solve a problem that has existed with relationship to who is or who is not a resident of the state. It would be easier for the admissions officer at a university in determining who is a resident and who would be required to pay non-resident tuition.

House Bill #171 - Providing for liability insurance for school buses.

Joe Brand, Representative from District 22A, specified that the bill asks that liability insurance be increased on persons and on school buses. It is believed that most school districts do carry much more insurance than the bill would require.

House Bill #561 - An act relating to charges for tuition and waiver of nonresident fees.

Representative Tom Towe reiterated his stand in opposition to this legislation, as previously testified before the committee.

BEST COPY
AVAILABLE

Senator Mathers made the motion that House Bill 220 BE CONCURRED IN, which was seconded by Senator Klindt and was carried.

Senator Thiessen moved that House Bill 221 BE CONCURRED IN. It was seconded by Senator Mathers and the motion carried.

Senator Brownfield made a motion that House Bill 175 BE CONCURRED IN. The motion was seconded by Senator Mathers and was carried.

Senator Mathers will carry House Bills 218, 220, and 221 on the floor, while Senator Gilfeather will carry House Bill 551.

Senator Mathers moved that House Bill 551 BE CONCURRED IN, with Senator Rugg seconding, and the motion carried.

Senator Mathers made the motion that House Bill 166 be amended as follows: Amend Section 1, page 1, line 19 of the original bill following the word "may" by inserting the following words and figures "in writing within ten (10) days". Senator Brownfield seconded, and the motion was carried.

Senator Mathers then moved that House Bill 166 BE CONCURRED IN AS AMENDED. Senator Thiessen seconded his motion, and it was carried.

Senator Klindt moved that House Bill 171 BE CONCURRED IN, with Senator Brownfield seconding, and the motion carried.

The meeting was adjourned at 11:25 a.m.

11/25/11
SENATOR COTTON, Chairman

NAME

Joe O. S. ...

BILL NO.

H.B. 171

WHOM DO YOU REPRESENT?

State Rep.

AMEND?.....

SUPPORT?.....

Please leave prepared statement with secretary.

NAME

Lefty Campbell

BILL NO.

HB 175, 551

WHOM DO YOU REPRESENT?

State Rep.

AMEND?.....

OPPOSE?.....

SUPPORT?.....

Please leave prepared statement with secretary.

NAME

Ed Nelson

BILL NO.

HB 175 + 561

WHOM DO YOU REPRESENT?

Univ. System

AMEND?.....

OPPOSE?.....

SUPPORT?.....

Please leave prepared statement with secretary.

NAME

Chafin D. Smith

BILL NO.

166

WHOM DO YOU REPRESENT?

Mont. School Boards Ass'n

AMEND?.....

OPPOSE?.....

SUPPORT?.....

Please leave prepared statement with secretary.

NAME

Max Cooper

BILL NO.

HB 166

WHOM DO YOU REPRESENT?

271 E. 6th

AMEND?.....

OPPOSE?.....

SUPPORT?.....

Please leave prepared statement with secretary.

NAME

B. C. Cooper

BILL NO.

HB 175

WHOM DO YOU REPRESENT?

AMEND?.....

OPPOSE?.....

SUPPORT?.....

Please leave prepared statement with secretary.

NAME

K. ...

BILL NO.

166

WHOM DO YOU REPRESENT?

Rep.

AMEND?.....

OPPOSE?.....

SUPPORT?.....

Please leave prepared statement with secretary.BEST COPY
AVAILABLE

- ☐ DO PASS
☐ DO NOT PASS
☒ BE CONCURRED IN
☐ BE NOT CONCURRED IN
☐ BE ADOPTED
☐ BE NOT ADOPTED

STANDING COMMITTEE REPORT

February 19

19 71

MR. PRESIDENT,

We, your committee on EDUCATION

having had under consideration HOUSE Bill No. 175

75-6111

A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION 75-6111, A.C.M., 1947, PROVIDING ALTERNATIVES FOR TEACHERS DURING THE STATE TEACHERS' ASSOCIATION CONVENTION."

Respectfully report as follows: That HOUSE Bill No. 175

BEST COPY
AVAILABLE

BE CONCURRED IN

~~REMARKS~~

Radio frequency.

When the trustees authorize a two-way radio as standard equipment on a school bus, the two-way radio may be operated on the same frequency as that used by the Montana highway patrol and the sheriff of the county when their permission and the permission of the federal communications commission is secured. If permission is not secured from these agencies, the frequency assigned by the federal communications commission shall be used for the operation of the two-way radios.

Compliance with standards.

When the trustees contract with any private party to provide transportation to eligible transportees, the private party shall comply in every respect with the regulations of the board of education for the standards of equipment, operation and safety of the school bus, and qualifications of the driver. The trustees may, in contracting with private parties, require added safeguards by supplementing the board of education policies in the contract with additional requirements for bus specifications, age of drivers, liability insurance, operating speed or any other contractual condition deemed necessary by the trustees.

Added safeguards.

Auto liability insurance limits—
\$10,000 per person
—\$100,000 per
accident.

Whenever a bus is owned and operated by a district or the bus is operated by a private party under a contract but no condition of such contract requires the private party to carry liability insurance, the trustees shall carry automobile bodily injury and liability insurance in an amount not less than *ten thousand dollars (\$10,000)* per person and *one hundred thousand dollars (\$100,000)* for each accident for each bus operated by or under contract with the district.

Installment contracts.

When a district purchases a school bus, the trustees may purchase such school bus under an installment contract which will be completely executed within three years from the date of the purchase. The trustees also may purchase a school bus without advertising for bids under the provisions of section 75-6808."

Approved March 3, 1971

CHAPTER NO. 199

An Act to Amend Section 32-3601, R.C.M. 1947, Relating to County Tax Levies for Construction, Maintenance, or Improvement of Public Highways.

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. Section 32-3601, R.C.M. 1947, is amended to read as follows: Amending clause.

"32-3601. **General road tax.** (1) To raise revenue for the construction, maintenance, or improvement of public highways, each board of county commissioners may levy a general tax upon the taxable property in the county of not more than twelve (12) mills, *except in fourth, fifth, sixth and seventh class counties which may levy not more than fifteen (15) mills*, payable to the county treasurer. The tax from freeholders shall be collected the same as other taxes, and from non-freeholders as the board may direct.

12 mill levy
authorized for
public highways.

(2) This section shall not apply to incorporated cities and towns which, by ordinance, provide for the levy of a like tax for road, street, or alley purposes. Exceptions.

(3) All moneys collected under this section shall belong to the county road fund." County road fund.

Approved March 3, 1971

CHAPTER NO. 200

An Act to Amend Section 75-6111, R.C.M. 1947, Providing Alternatives for Teachers During the State Teachers' Association Convention.

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. Section 75-6111, R.C.M. 1947, is amended to read as follows: Amending clause.

"75-6111. **Attendance of state teachers' association annual session.** *When the trustees of a school district close the schools of the district for the annual session of the state teachers' association, a teacher may (1) attend the annual session without loss of salary, or*

Teacher may attend
annual convention
or perform duties
of employment.

(2) *Work at his school and perform duties related to his position of employment as may be prescribed by the trustees, without loss of salary.*

If a teacher does neither (1) nor (2) above, he shall not be paid."

Approved March 3, 1971